

## PART B - FEE(S) TRANSMITTAL

10-17-06



Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All future correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated, unless directed below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

00164 7590 09/12/2006

SENT VIA EXPRESS MAIL

LABEL NO.: EV 760048265 US

KINNEY & LANGE, P.A.  
 THE KINNEY & LANGE BUILDING  
 312 SOUTH THIRD STREET  
 MINNEAPOLIS, MN 55415-1002  
 10/18/2006 CCHAU2 00000005 10666081

01 FC:2501 700.00 OP  
 02 FC:1504 300.00 OP

|                    |
|--------------------|
| (Depositor's name) |
| (Signature)        |
| (Date)             |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/666,081      | 09/18/2003  | Joseph A. Marino     | C516.12-0007        | 8990             |

TITLE OF INVENTION: ASD CLOSURE DEVICE WITH SELF CENTERING ARM NETWORK

| APPLN. TYPE    | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE   |
|----------------|--------------|---------------|---------------------|----------------------|------------------|------------|
| nonprovisional | YES          | \$700         | \$300               | \$0                  | \$1000           | 12/12/2006 |

| EXAMINER            | ART UNIT | CLASS-SUBCLASS |
|---------------------|----------|----------------|
| SONNETT, KATHLEEN C | 3731     | 606-213000     |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Kinney & Lange, P.A.

2 \_\_\_\_\_

3 \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Cardia Inc.

Eagan, Minnesota 55121

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*David R. Fairbairn*

Date October 16, 2006

Typed or printed name

David R. Fairbairn

Registration No. 26,047

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Joseph A. Marino

Appln. No. : 10/666,081

Filed : September 18, 2003

Title : ASD CLOSURE DEVICE WITH SELF  
CENTERING ARM NETWORK

Docket No. : C516.12-0007

Group Art Unit: 3731

Examiner:  
Kathleen C. Sonnett

**EXPRESS MAIL COVER SHEET**

Mail Stop ISSUE FEE  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SENT VIA EXPRESS MAIL**

Express Mail No.: EV 760048265 US

The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. A Check in the Amount of \$1,000.00 (Issue and Publication Fee).
2. Fee Transmittal Sheet (in duplicate).
3. Part B - Fee(s) Transmittal Sheet.
4. Fee Address Indication Form.
5. Return Receipt Postcard.

Respectfully submitted,

KINNEY & LANGE, P.A.

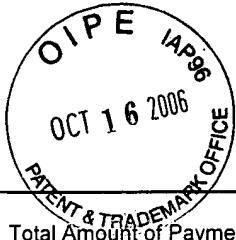
Date: 10/16/06

By

David R. Fairbairn, Reg. No. 26,047  
THE KINNEY & LANGE BUILDING  
312 South Third Street  
Minneapolis, MN 55415-1002  
Telephone: (612) 339-1863  
Fax: (612) 339-6580

DRF:TDM:ks

# FEE TRANSMITTAL



Total Amount of Payment \$1,000.00

## Complete if Known

|                      |                     |
|----------------------|---------------------|
| Application No.      | 10/666,081          |
| Filing Date          | September 18, 2003  |
| First Named Inventor | Joseph A. Marino    |
| Group Art Unit       | 3731                |
| Examiner Name        | Kathleen C. Sonnett |
| Atty. Docket Number  | C516.12-0007        |

## METHOD OF PAYMENT (Check One)

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed.

2. ☒ Check Enclosed

## FEE CALCULATION

### 1. BASIC FILING FEE

| Appn. Type  | FILING FEE<br>FEE/SMALL | SEARCH FEES<br>FEE/SMALL | EXAM FEES<br>FEE/SMALL | FEES |
|-------------|-------------------------|--------------------------|------------------------|------|
| Utility     | 300 / 150               | 500 / 250                | 200 / 100              | —    |
| Design      | 200 / 100               | 100 / 50                 | 130 / 65               | —    |
| Reissue     | 300 / 150               | 500 / 250                | 600 / 300              | —    |
| Provisional | 200 / 100               | -0- / -0-                | -0- / -0-              | —    |

Subtotal (1) \$00.00

### 2. EXTRA CLAIM FEES

|                           | Number<br>Claims | Prior** | Extra | Fee from Fee Paid<br>Below |   |
|---------------------------|------------------|---------|-------|----------------------------|---|
| Total                     | *                | =       | X     | *                          | * |
| Indep.                    | *                | =       | X     | *                          | * |
| Multiple Dependent Claims |                  |         |       | *                          | * |

\*\*Insert 3 and 20, or number previously paid if greater; Reissue see below

| Large Entity<br>Fee<br>Code | Fee<br>(\$) | Small Entity<br>Fee<br>Code | Fee<br>(\$) | Description   |
|-----------------------------|-------------|-----------------------------|-------------|---|
| 1202                        | 50          | 2202                        | 25          | Claims in excess of 20                                  |
| 1201                        | 200         | 2201                        | 100         | Independent claims in excess of 3                       |
| 1203                        | 360         | 2203                        | 180         | Multiple Dependent Claim                                |
| 1204                        | 200         | 2204                        | 100         | Reissue Independent Claims                              |
|                             |             |                             |             | Over Original Patent                                    |
| 1205                        | 50          | 2205                        | 25          | Reissue claims in excess of 20 and over original patent |

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 small) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s). \$00.00

Subtotal (2) \$00.00

## FEE CALCULATION (Continued)

### 3. ADDITIONAL FEES

| Large Entity<br>Fee<br>Code                | Fee<br>(\$) | Small Entity<br>Fee<br>Code | Fee<br>(\$) | Fee Description  | Fee paid |
|--|-------------|-----------------------------|-------------|--|----------|
| 1051                                       | 130         | 2051                        | 65          | Surcharge - Late filing fee or oath  | *        |
| 1052                                       | 50          | 2052                        | 25          | Surcharge - late provisional filing fee or cover sheet                     | *        |
| 1053                                       | 130         | 1053                        | 130         | Non-English specification  | *        |
| 1812                                       | 2,520       | 1812                        | 2,520       | For Filing a Request for Reexamination                                     | *        |
| 1251                                       | 120         | 2251                        | 60          | Extension for reply within first month                                     | *        |
| 1252                                       | 450         | 2252                        | 225         | Extension for reply within second month                                    | *        |
| 1253                                       | 1,020       | 2253                        | 510         | Extension for reply within third month                                     | *        |
| 1254                                       | 1,590       | 2254                        | 795         | Extension for reply within fourth month                                    | *        |
| 1255                                       | 2,160       | 2255                        | 1,080       | Extension for reply within fifth month                                     | *        |
| 1402                                       | 500         | 2402                        | 250         | Filing a brief in support of an appeal                                     | *        |
| 1403                                       | 1,000       | 2403                        | 500         | Request for oral hearing   | *        |
| 1814                                       | 130         | 2814                        | 65          | Terminal Disclaimer Fee  | *        |
| 1452                                       | 500         | 2452                        | 250         | Petition to revive - unavoidable   | *        |
| 1453                                       | 1,500       | 2453                        | 750         | Petition to revive - unintentional   | *        |
| 1501                                       | 1,400       | 2501                        | 700         | Utility/Reissue issue fee  | 700      |
| 1502                                       | 800         | 2502                        | 400         | Design issue fee   | *        |
| 1460                                       | 130         | 1460                        | 130         | Petitions to the Commissioner  | *        |
| 1807                                       | 50          | 1807                        | 50          | Petitions related to provisional applications                              | *        |
| 1806                                       | 180         | 1806                        | 180         | Submission of Information Disclosure Statement                             | *        |
| 8021                                       | 40          | 8021                        | 40          | Recording each patent assignment per property (times number of properties) | *        |
| 1801                                       | 790         | 2801                        | 395         | Request for Continued Examination (RCE)                                    | *        |
| Other fee (specify) <u>Publication Fee</u> |             |                             |             |  | 300      |
| Subtotal (3) \$1,000.00                    |             |                             |             |  |          |

Signature David R. Fairbairn

Reg. No. 26,047

Date 10/16/06

Deposit Account No. 11-0982